

CEREALS AND CEREAL PRODUCTS**CORNMEAL**

30401. Cornmeal. (F.D.C. No. 49142. S. Nos. 255/7 V, 66-931/3 V.)

INFORMATION FILED: 10-15-63, N. Dist. Fla., against H. G. Shores & Son, Inc., Horace H. Shores, president, and L. Mack Janes, manager, DeFuniak Springs, Fla.

SHIPPED: Between 11-26-62 and 3-4-63, from DeFuniak Springs, Fla., to Florala, Ala., Andalusia, Ala., and Opp, Ala.

LABEL IN PART: (Bag) "Enriched 24 OZ. [or 5 LBS.] NET WT. SIFTED MOTHER'S WHITE CORN MEAL [or CORN MEAL MIX] MANUFACTURED BY H. G. SHORES & SON DeFUNIACK SPRINGS, FLORIDA."

CHARGE: 402(a)(3)—contained insects, insect parts, rodent hair fragments, and rodent excreta pellet fragments; and 402(a)(4)—prepared, packed, and held under insanitary conditions.

PLEA: Not guilty.

DISPOSITION: The case came on for trial before the court and jury on 5-24-65.

At the close of the Government's testimony the corporation changed its plea to guilty. In addition, a motion for acquittal of the individual defendants was submitted by the defendants' counsel and was granted by the court. On 6-25-65, the court sentenced the corporation to probation for 5 years.

30402. Cornmeal, baked corn products, and popped popcorn. (F.D.C. No. 50639. S. Nos. 24-185/7 A, 24-189/90 A, 24-467 A, 69-468/71 A.)

INFORMATION FILED: 12-15-64, N. Dist. Ill., against Maize Industries, a partnership, Earlville, Ill., and George Gavora, partner.

ALLEGED VIOLATION: Between 8-24-63 and 1-27-64, while quantities of cornmeal were being held for sale after shipment in interstate commerce, the defendants caused the article to be held in a building that was accessible to rodents, and to be exposed to contamination by rodents, which acts resulted in the article being adulterated.

Between 1-22-64 and 1-29-64, the defendants also caused the shipment from Illinois to Indiana and South Dakota of quantities of corn products and popcorn which were adulterated.

LABEL IN PART: (Bag) "Net Wt. 8 oz. Tasty Exploded Corn Baked Kor-Chees by Maize The Modern Snack Maize Industries Earlville, Illinois"; "Net wt. 8 oz. Cheese Dipped Pop-Ees Golden Nuggets From 'The Land O'Corn' Maize Industries Earlville, Illinois"; "Twin Pak Net Wt. 7 oz. New! Improved Kor-Niks The Corn Chips They're Baked! Delicious and Tender from 'The Land O'Corn' Maize Industries Earlville, Illinois"; "Net Wt. 9 oz. Twin Pack Rum 'n Toffee Karmalettes Made with Honey and Butter a tasty KORNFECTION from 'The Land O'Corn' Maize Industries Earlville, Illinois"; "Net Wt. 1½ Oz. Tasty Exploded Corn Baked Kor-Chees by Maize The Modern Snack Maize Industries Earlville, Illinois"; "Net Wt. 1½ Oz. Tasty Exploded Corn Baked Kor-Chees by Maize The Modern Snack Maize Industries Earlville, Ill."; and "Fresh Popped Kountry Korn Net Wt. 1½ Oz. Maize Industries Earlville, Illinois."

CHARGE: 402(a)(3)—the cornmeal contained dead rodents, rodent excreta pellets, and rodent hairs, and the other products contained insects, insect fragments, and rodent hair fragments; and 402(a)(4)—the cornmeal was held, and the other products were prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 6-2-65. Partnership and individual fined \$2,000 jointly and individual also placed on probation for 1 year.

30403. Cornmeal. (F.D.C. No. 51860. S. Nos. 61-813/14 B.)

QUANTITY: 276 100-lb. bags at Baltimore, Md.

SHIPPED: 7-20-65, from Mount Vernon, Ind.

RESULTS OF INVESTIGATION: The article had been in a railroad car which was wrecked at Highland, Ohio. Thereafter, it was loaded into an insect- and rodent-infested railroad car supplied by the Baltimore & Ohio Railroad Co., and forwarded to the original consignee in Brooklyn, N.Y., where it was refused. The article was then diverted to Baltimore, Md., for sale at public auction.

LIBELED: 11-8-65, Dist. Md.

CHARGE: 402(a)(3)—while in transit and while held for sale, contained insects; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 12-9-65. Default—destruction.

30404. Supplement to Notice of Judgment No. 29703. (F.D.C. No. 50552. S. No. 10-932 A.)

The default decree of destruction entered on 9-23-64 was set aside, and the cornmeal was claimed by W. Fred Obrecht, t/a George F. Obrecht Co., Baltimore, Md. On 3-1-65, a consent decree of condemnation was entered and the article was released under bond for denaturing for use as animal feed.

30405. Self-rising cornmeal and self-rising flour. (F.D.C. No. 51494. S. Nos. 62-182 B, 62-184 B.)

QUANTITY: 73 bales, each containing 25 2-lb. bags of cornmeal, and 304 bales, each containing 2 25-lb. bags of flour, at Norfolk, Va., in possession of Economy Stores, Inc.

SHIPPED: Between 4-16-65 and 5-11-65, from Como, N.C., and Huntington, W. Va.

LIBELED: 6-22-65, E. Dist. Va.

CHARGE: 402(a)(3)—contained rodent excreta pellets, rodent hairs, a rodent nest, and was rodent gnawed; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 7-2-65. Consent—claimed by Economy Stores, Inc. Segregated; 63 bags of cornmeal and 139 bags of flour were denatured.

FLOUR

30406. Flour. (F.D.C. No. 51760. S. No. 44-933 B.)

INFORMATION FILED: 11-15-65, Dist. Mass., against Cassaro, Inc., and Salvatore Cassaro, clerk, Medford, Mass.

ALLEGED VIOLATION: Between 4-30-65 and 5-4-65, while quantities of flour were being held for sale after shipment in interstate commerce, the defendants caused flour to be held in a building that was accessible to insects and to be